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**IN THE UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF THE NORTHERN MARIANA ISLANDS**

<b>ANGELITO TRINIDAD, et al,</b>	)	<b>CIVIL ACTION NO. 97-0073</b>
	)	
<b>Plaintiffs,</b>	)	<b>COMBINED RESPONSE TO</b>
	)	<b>AMENDED ORDER TO SHOW</b>
<b>vs.</b>	)	<b>CAUSE AND REQUEST FOR</b>
	)	<b>INJUNCTIVE RELIEF</b>
<b>JOHN S. PANGELINAN, et al.,</b>	)	
	)	<b>Date: June 21, 2006</b>
<b>Defendants.</b>	)	<b>Time: 11:00 a.m.</b>
	)	<b>Judge: Hon. David A. Wiseman</b>

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**INTRODUCTION**

To satisfy the outstanding judgment in this case and pursuant to this Court's Orders of January 28, 2006 and March 8, 2006, a judicial sale of Lot No. E.A. 222 was scheduled to proceed on June 2, 2006. The auction, however, did not proceed as scheduled.

In a Letter to the Editor of the MARIANAS VARIETY captioned "Not so fast"

1 and attached to the Report on Notice of Sale (filed June 13, 2006), John Pangelinan  
2 threatened that “whoever becomes a purchaser acquires nothing and instead buys  
3 himself a lawsuit. “ Mr. Pangelinan goes on to swear that he “will never yield the  
4 property to anyone, “come typhoon, tsunami, volcanic eruption or the devil  
5 himself...” Mr. Pangelinan is very clear: “whoever comes over and claims it will  
6 feel my wrath with a vengeance.”  
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9 On account of Mr. Pangelinan’s threats, the auction was postponed. See  
10 Declaration of Roy Alexander Regarding Report on Notice of Sale for June 2,  
11 2006, No. 508 (June 13, 2006) (“Alexander Decl.”). On account of Mr.  
12 Pangelinan’s threats, moreover, Alexander feared for his personal safety and that  
13 of his staff. *Id.* at ¶ 9. On account of Mr. Pangelinan’s threats this time, the Court  
14 sua sponte issued its Order to Show Cause and Amended Order to Show Cause,  
15 directing John S. Pangelinan to appear and show cause why the court should not  
16 sanction and/or bring contempt proceedings against him for interfering with the  
17 court ordered sale of Lot E.A. 222.  
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21 Inscribed on the outside of the building housing the archives of the United  
22 States is an inscription reading “What is past is prologue.” History teaches  
23 important lessons. If what has time and again transpired in this case provides even  
24 a glimpse of future conduct, Mr. Pangelinan’s letter and the unequivocal intent  
25 expressed therein require immediate court intervention to prevent certain and  
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1 immediate harm.. For these reasons, Plaintiffs Angelito Trinidad, Ronnie Palermo,  
2 Herman Tejada, Esperanza David, and Antonio Alovera request appropriate orders  
3 from the Court ordering temporary and permanent injunctive relief forthwith.  
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5 **MOTION FOR TEMPORARY AND PERMANENT**  
6 **RESTRAINING ORDERS**

7 Plaintiffs, by and through their undersigned counsel, hereby request a  
8 temporary restraining order and permanent injunction, restraining and enjoining  
9 defendants John S. Pangelinan and Merced B. Pangelinan (the "Pangelinans"),  
10 along with their officers, directors, employees, successors, and attorneys, and all  
11 those in active concert or participation with them, from interfering with or  
12 otherwise taking any action whatsoever impeding or otherwise interfering with the  
13 levy on and judicial sale of Lot No. E.A. 222; the acquisition of said property; and  
14 the subsequent occupancy, transfer, quiet enjoyment, or other use thereof.  
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18 **MEMORANDUM IN SUPPORT OF MOTION**  
19 **FOR TEMPORARY AND PERMANENT RESTRAINING ORDERS**

20 John Pangelinan is back "with a vengeance," once again threatening  
21 retribution to anyone even remotely connected with the judicial sale of Lot No.  
22 E.A. 222 . Not content this time to threaten sale participants and court officers,  
23 Mr. Pangelinan has extended his campaign to the general public, promulgating his  
24 warnings in the newspaper, in a blatant attempt to discourage would-be purchasers  
25 from bidding on the property. *See* Report on Notice of Sale.  
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1 Mr. Pangelinan indicates that he is currently at work on a “huge lawsuit  
2 against all those responsible parties who put me in jail and ... those who injured or  
3 will injure me in my property relating to that case.” The filing of lawsuits,  
4 however, is only one weapon in Mr. Pangelinan’s arsenal. In the past, Mr.  
5 Pangelinan has embarked on a course of conduct designed to breach the peace; to  
6 harass purchasers of his property; to interfere with the payment of rent; and to  
7 disregard court orders confirming the sale of his property. *See, e.g., Order*  
8 *Granting Motion for Permanent Injunction* (filed April 24, 2004) (recognizing  
9 John Pangelinan’s prior efforts to appropriate rental income, to divert customers  
10 from access to Bras Restaurant, to interfere with MSDC’s business, to annoy and  
11 threaten MSDC employees, and threaten plaintiffs’ business and livelihood).  
12 There is no reason to believe that Mr. Pangelinan will behave any differently now.

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17 Judicial process holds little, if any, meaning to John Pangelinan, and even  
18 the sanction of imprisonment carries with it little, if any, deterrence.<sup>1</sup> Mr.  
19 Pangelinan appears to believe that he was released from prison only because the  
20 “people who put me there finally gave up.” *See Pangelinan Letter to Editor,*  
21 attached as Exhibits “A” and “B” to Alexander Declaration. Pangelinan’s belief in  
22 his invincibility, combined with his crusade to avoid payment of the judgment is a  
23 prescription for danger: Mr. Pangelinan makes crystal clear that he will pursue  
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27 <sup>1</sup> See, e.g., Letter dated March 30, 2004 from John S. Pangelinan to N. Horiguchi and Mr. Yagi threatening  
28 reprisals, attached hereto as Exhibit “A”; Letter dated February 1, 2006 from John S. Pangelinan to Lillian A. Tenorio  
threatening reprisals, attached to the Declaration of Lillian A. Tenorio as Exhibit “B.”

1 whatever action he deems necessary to obstruct or, at a minimum, interfere with,  
2 the court- ordered sale. Pangelinan undertakes these actions not only to dissuade  
3 and even threaten potential bidders on the property, but also to drive up the costs of  
4 collecting the judgment. *See* Alexander Decl. at ¶¶ 8-12.  
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6 For the foregoing reasons, an immediate Temporary Restraining Order as  
7 well as a Permanent Injunction are requested. Plaintiffs further request that the  
8 matter be heard at the hearing on the Order to Show Cause scheduled for  
9 Wednesday, June 21, 2006, or, alternatively, that the Court set an expedited  
10 hearing as soon as practicable.  
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12 DATED this \_\_\_\_\_ day of June, 2006.  
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16 /s/  
17 Lillian Ada Tenorio  
18 Attorney for Plaintiffs  
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